

COUNCIL CHAMBER

Regular Meeting

September 26, 2017

The thirty-ninth meeting of the City Council of Charleston was held this date convening at 5:15 p.m. at the Gibbes Museum of Art.

A notice of this meeting and an agenda were mailed to the news media September 20, 2017 and appeared in The Post and Courier September 25, 2017 and are made available on the City's website.

PRESENT (13)

The Honorable John J. Tecklenburg, Mayor

Councilmember White	District 1	Councilmember Waring	District 7
Councilmember Williams	District 2	Councilmember Seekings	District 8
Councilmember Lewis	District 3	Councilmember Shahid	District 9
Councilmember Mitchell	District 4	Councilmember Riegel	District 10
Councilmember Wagner	District 5	Councilmember Moody	District 11
Councilmember Gregorie	District 6	Councilmember Wilson	District 12

Mayor Tecklenburg called the meeting to order at 5:15 p.m.

The Clerk called the roll.

Mayor Tecklenburg said, "Councilmember Shahid, if you would like to join him, please lead us in a prayer and the Pledge of Allegiance, please."

Councilmember Shahid said, "Mr. Mayor, I'm pleased to have Reverend Donnie Woods, who is the General Presbyter for the Charleston Atlantic Presbytery, lead us in prayer. Reverend Woods, thank you for coming."

Reverend Donnie Woods, General Presbyter of Charleston Atlantic Presbytery, opened the meeting with an invocation.

Councilmember Shahid then led City Council in the Pledge of Allegiance.

Councilmember Shahid said, "Thank you, Reverend."

Mayor Tecklenburg said, "Thank you, Reverend Woods. Thank you all for joining us down here, by the way, at this wonderful facility, the Gibbes Museum of Art, and I want to thank and recognize Angela Mack, who is the Executive Director. Please stand."

There was applause in the museum.

Mayor Tecklenburg said, "We appreciate your hospitality and having us down here, and in case you don't know, City Council agrees, on an annual basis, to move their meetings around to various parts of the City and that includes downtown. So, even though City Hall is just a couple of blocks away, once a year, I think, we get out, even downtown, and move to another location. We haven't been here since the renovation of the building, which was a remarkable job, and they added this back wing of the museum, and I think the museum is open. Isn't it? "

Mrs. Mack said, "It is."

Mayor Tecklenburg said, "It's available if anybody wants to take a look at the beautiful artwork here. So, thank you, Angela. First, we have a proclamation today recognizing Mesothelioma Awareness Day. I'd like to invite Motley Rice attorney, John Herrick, to come forward, and if I may also, kind of a personal privilege, ask my sister-in-law, Chris Pace, to come forward and any of our family members that might be here, as well. I invite my sister-in-law here to come forward. By explanation, my dear brother-in-law, Willie Pace, we loved him so, died just a few years ago from this terrible disease, mesothelioma. He worked for many years at the Naval Shipyard in the guts of submarines and other vessels where, I'm sure, he was exposed to asbestos. It was not a pretty picture with the last year of his life. It was very painful, and it's just a terrible disease. So, without further ado, I will read a proclamation from the City of Charleston."

Mayor Tecklenburg read the proclamation.

---INSERT PROCLAMATION---

Mayor Tecklenburg said, "I'll present this to John and to Chris and ask them if they would like to make a few remarks. John does excellent work representing folks who have this disease."

John Herrick said, "Thank you, Mr. Mayor and members of Council. On behalf of Motley Rice, Chris Pace and my other clients, and countless others throughout the United States who have been affected by the scourge of asbestos disease, I want to thank you for your proclamation raising awareness on this important issue. I've often said that the loss of any of us early to a disease like this, particularly an unnecessary disease, diminishes us all, and in this particular case, it's particularly true. You see, Chris and Willie just happened to be my mom's next door neighbors and for years my mom, who is elderly, I know I don't look that old, would rely on Willie to come over and help with certain things that went wrong with her house. So, he was a great help to me, as well, and it was a pleasure and an honor to represent both of these fine people. I've been honored to represent clients in South Carolina and around the country, and I'd just like to add a few facts that are pertinent to South Carolina. South Carolina ranks 22nd in the nation in asbestos-related deaths. Part of that is because we did have the Naval Shipyard here, and we've had far too many cases out of that Naval Shipyard. It's interesting, the shipyard closed down in 1994, but that's the nature of asbestos-related diseases. You're not exposed to asbestos today and get asbestos disease tomorrow. You get it 30, 40, or 50 years later, and that's the long latency of the disease. Now, a lot of people believe that asbestos had been banned in the United States, but the fact of the matter is it hasn't been banned. Not only has it not been banned, but we learned recently that asbestos imports, imports of raw asbestos in the United States, can be used in the manufacturing industry. It nearly doubled from 2015 to 2016 and, because of the latency period associated with asbestos, we won't see the increase in disease from that doubling for 30 or 40 more years from now.

Mesothelioma is a signature disease, and what that means is when somebody like Willie goes to his doctor and gets diagnosed with mesothelioma, the first thing his doctors ask him is, 'where were you exposed to asbestos?' So closely, it is associated with asbestos exposure. In fact, there's no other proven cause in the United States. For all of you here that believe asbestos should be banned, I ask you to do this. Mesothelioma has made activists out of a lot of ordinary people, like Chris Pace, who wound up being faced with this disease when they never thought they would be, because even very brief exposures can cause it. So, I ask you all to go onto the website asbestosdiseaseawareness.org and sign a petition there to get the EPA to finally institute a ban on asbestos, so we can wipe out this scourge of disease forever. Again, I want to thank the Mayor and Council for continuing to shine the light on this important issue and their commitment to raising awareness of this devastating, devastating illness. Thank you."

Mayor Tecklenburg said, "Thank you, John."

There was applause in the museum.

Mayor Tecklenburg said, "We're recognizing yet another cancer disease this month, and former Councilmember, welcome back to Council, not Chambers, but meeting, Anne Frances Bleecker. Join me in recognizing National Gynecological Cancer Awareness Month. By dedicating efforts to improve education and awareness of ovarian and other forms of cancer that affect women, we can increase early detection and prevent warning signs from going unnoticed. So, we also have a proclamation."

Mayor Tecklenburg read the proclamation.

---INSERT PROCLAMATION---

There was applause in the museum.

Anne Frances Bleecker said, "Thank you, Mr. Mayor and members of Council. It's always not just an honor, but a privilege and a joy, for me to be back with my friends on City Council and to thank the City for recognizing what I call Ovarian Cancer Awareness Month because I'm an ovarian cancer survivor. I accept this proclamation on behalf of the Lowcountry Women with Wings, which is our local Ovarian Cancer Awareness Organization. It's important that we talk about this disease, and we do it throughout the month of September. September is teal. If you've seen teal ribbons around various communities in the Lowcountry, they're there because of us and our efforts. I was diagnosed in 2008 with Hodgkin's Lymphoma which, if anyone gives you a checklist of cancers to pick, you pick that cancer because they've been curing that cancer since 1960. So, I rejoiced in the fact that, if I was going to get a cancer, that was what I would have, and it was caught in Stage 1a. So, I was under the care of an oncologist following my treatment from Hodgkin's Lymphoma and was told in October of 2011, by my very worthy oncologist, that I was in the best health of anybody he knew. Three weeks later, I was in surgery. I had Stage 3d ovarian cancer with absolutely no warning, no test, under the care of doctors who were doing my blood work, checking my health, and I was very conscious of my health. The symptoms of ovarian cancer can be anything from fatigue to bloating. There is no test, and when women go to their gynecologist for an annual exam, they are not being tested for ovarian cancer. So, it's important that we think about this disease, go online and learn more about it, talk to your wives, talk to your daughters, talk to your friends, talk to your family members, and let them know how critical it is because there are not very many of us, in terms of survivors, because the disease is not detected

early, and by the time it is detected, it is often too late. I've already had three recurrences of ovarian cancer and will fight the disease the rest of my life, and with progress, donating, fundraising, and research, my periods of remission will grow longer and longer, I hope. I appreciate your recognizing us this month. Thank you for all that you do, and God bless you."

There was applause in the museum.

Mayor Tecklenburg said, "Next, I would like to call upon Captain Taylor Skardon to come forward and share with us, really, a remarkable opportunity for the City of Charleston to honor one of its real heroes, and that's Ralph Johnson. Everyone might know that our Veterans' Hospital is named for him, but in addition to that, the United States Navy is going to honor Ralph by naming a destroyer the USS Ralph Johnson. It's already been christened, but it will come here to Charleston next month to be commissioned. Captain Skardon is going to tell us the story about it."

Captain Skardon said, "Do you mind if I use this microphone here? I don't know if members can see the screen okay. I was a Staff Officer before I left the Navy and some sort of a PowerPoint 'guru', we call them, so I feel comfortable with that. Thank you for having me here today, especially Councilwoman Wilson, for inviting me. Also others, Councilmember Waring, I met with you, and you will see your fingerprints on this in just a few minutes, but I'd like to tell you a little bit about Ralph Johnson. If you go to the next slide, sir, please, what I'd like to do is give you an update on the ship, introduce the key members, roles and goals of the Commissioning Committee and potential role for the City. Mainly, I want to make sure you know what's going on so when you're out in your districts, out in the community, you can talk to people, you're not flying out back from the second thing and saying, 'why are we doing that?' I don't know how many of you know about Ralph Johnson. When I canvassed around, people say 'he's the guy that jumped on the grenade; he's the guy that the VA Hospital is named for.' To be quite honest, when I moved back here to Charleston in 2012, after I retired from the Navy, I didn't know who Ralph Johnson was. When somebody told me the Navy was going to commission a ship 'Ralph Johnson', I was a little bit upset. I'm a destroyer man, and I was a little upset they were going to name it for a VA Administrator and, fortunately, a friend of mine came up and whispered in my ear and said, 'before you open your mouth again, you better do a little research,' because this is a great story, and he's a great young man. What I'd like to do is show you a video, if you would please bear with me. Sir, if we could bring up that video and, hopefully, we can hear it well."

Captain Skardon played a video for City Council.

Captain Skardon continued, "A couple of things about Ralph Johnson you may not know, he grew up on Highway 61, one of 15 kids. They went to St. Phillip AME Church right over the hump, over the railroad trestle down there. He lived with this grandparents out there. His family lived downtown when he became school age and moved to Coming Street, right near the corner of Calhoun and Coming. He went to the Courtenay School, as well as Simonton Middle, and then went and joined the Job Corps. When he turned 18, he was drafted and enlisted into the Marines, which he wanted to be a part of, and a year later here he is out behind enemy lines in Vietnam giving and sacrificing his life. I thought through this, and I'm trying to figure out how does a kid do that? What I've narrowed it down to, for me personally, a strong family, who put a lot of values in him, his faith, the community that he was part of here in Charleston, and then the Marine Corps was his second family, if you would. So, when it came time to give his life, it was second nature for him because he loved everyone. He didn't hesitate, and he jumped right on it. He was going to be a great Marine. I was talking to Clebe (Patrick C. McClary, III) the other day. He said this

kid was on the route to just be a fabulous Marine, and his performance showed that. It's funny, some of the memories that most of the men have are of him being on his raft studying the Bible. He didn't drink, he didn't smoke, didn't do anything, but he was studying his Bible, again, going back to his family and the values they instilled.

I'm going to go through these quickly, Mayor. A long time ago, this thing started, 2011. We're hoping to commission, now, in March. Our planning date is March 24, and that's looking more and more firm as we go through. A multi-mission destroyer, these are the cream of the crop, these are the backbone of the fleet. Whenever a carrier is out, there is a destroyer with them. They work independently, they are wonderful ships. She's going to have all of the latest and greatest bells and whistles on her. She's going to be built from the keel up to do ballistic missile defense. You talk about North Korea, this is the ship that's going to be off North Korea to knock down missiles. I work for an Admiral, and the program that we have and the name we call it is 'Linebacker', because that's pretty much how they do it. They have to go up. They don't catch them in the ascent phase, in mid-phase, they knock down these missiles, and Ralph Johnson will be right out there. The other thing that Ralph Johnson does is that, when they make port visits, the Navy works with the communities, it gets out and does community service projects. When people hear the name of Ralph Johnson, they're going to get on the internet, they're going to Google it, and they're going to hear he's from Charleston. They're going to know about the sacrifice that he made for his fellow Marines, which is a neat thing. When I pulled into India on my ship, there was a line three miles long of people waiting to get on the side of the ship because of the values and the ideals that we bring carrying that American Flag on the ships. We're on our way, the ship just finished her delivery, and so she passed everything. The crew is going to probably move aboard in about 30 days, and then they'll stay down there and do some more work, fitting out with some new projects that are going to go on there. Then, she should be leaving around the second week in March to head to Charleston for commissioning.

Let me tell you a little bit about the Commissioning Committee. Once this site has been named, and Charleston was named in January by the Secretary of the Navy, they reached out to the local Navy League Council because we have a relationship, we're a military support organization, and they asked us to help liaison with the City and the local area. The Charleston Council set up our Commissioning Committee, and our first order of business was to understand what was expected of us to determine our goals and roles and then select a top-notch advisory board. Our advisory board is made up of General Livingston, you saw him on there, Admiral Flatley, he's a wonderful aviator with the Navy and still has records standing in the Navy, believe it or not. Mayor Tecklenburg stepped up very quickly to represent the City of Charleston. Dr. Dilligard, she is the former deputy at the County School Board and is at Burke a lot now running her company, as a contractor out there. Scott Isaacks at the VA, the VA wants to maintain the legacy of Ralph, and they wanted to be involved and they stepped up. Wilton Stewart, Councilmember Waring tied me on to him. He took me to see the Pastor of Mt. Moriah Missionary Baptist Church. I asked Pastor Robinson, 'who should represent in the North Charleston area?' He just looked right at Will, and the poor guy said, 'Okay, if he says I have to, I'm in'. Then, we needed an honorary fundraising chair, and Bill Hall stepped up to do that, as well. All of these folks right here stepped up. There's nothing that they're doing for themselves, they're doing it for the ship, and the commissioning, and it's wonderful to work with all of these people. I appreciate all of the help. Our goals, we're going to execute the ceremony in a way that honors Ralph. It increases awareness of Ralph Johnson's story in the community. There are too many people who don't know the story about Ralph Johnson, and we hope to get it out there, to change that. The other thing we would like to do, and Bill Hall's the guy that brought it up, Ralph changed lives, the lives of those he served with, but most of them in the Marines, as well as his life growing up.

We would like to help continue that legacy of changing lives, and we think the best way to do that is through education. We are going to try to raise enough money to start a scholarship in Ralph's name. The two goals, the fundraising goals, we have to do that, we have to pay for a reception and plank owner plaques which go to the plank owners, and there are a number of crew events. Those are traditional things that the Commissioning Committee does. The Ralph Johnson Scholarship, this is what we're looking at. We would like to provide preference to someone from the African American community who wants to go to college, has the skills, but doesn't have the financial resources to do that. We're looking for somebody who's STEM-focused, and would like to pursue a STEM-focused degree. The reason we say STEM-focused is our workforce in South Carolina is importing engineers from other states, and uses some homegrown folks to do that. Then, we will also look at The Citadel because their engineering school is number 13. It was named, again, the number one school in the Southeast for Public Colleges. 100 percent of our kids who want to go to med school, get into med school. So, if we can get a kid into The Citadel, we're setting them up for success. There's also the military connection with The Citadel. To be quite honest, if a kid comes in, goes STEM-focused and makes good grades, you're going to have the Armed Services really going after this kid. But, our goal is 20 years from now, to have some Ralph Johnson Scholars here, and in probably 25 years, he'll probably be behind the Mayor's slot and that's what our goal is. We've had a lot of support, Ingalls is a shipbuilder, Lockheed Martin, and The Citadel. I went and met with General Rosa, and before I even had a chance to open my mouth, he said, 'The Citadel needs to be involved in this, and we're behind you', and so they're helping us. Santee Cooper, I know they're having a tough time now but before, they did the video, and I think they did a pretty nice job on that piece. City and County Council have all been supportive. This Council, led by the Mayor, and I know Chairman Rawl on the County Council has said, 'tell me what you need, and we need to provide that.' We're going to go to the State and then, of course, the Federal piece is, whether we do anything or not, there is going to be a ship down at the Columbus Street Pier wrapped up in bunting, the red, white, and blue cloth around it, chairs on the pier, and speakers here. Whether anybody is out there, that's our job to get people there. You're already helping, and the Mayor's participation and the Advisory Board has been great. I've noticed a couple of Councilmembers have given me some very good advice, and I do appreciate that because I graduated from The Citadel and went right into the Navy for 30 years. I'm coming back and so I'm learning the community as I work through this. What can you do? Navyleaguecharleston.org is our website. If people want to get an invitation to the Commission, they have to go on that website, they go under invitations, you fill out a form, and that's populating a database for us that we, then, turn over to the Navy, and, then, the Navy will issue the invitations. We need the word to get out. There are people who follow these things online, and they've already put their names in. I want people from the community to be there at the commissioning. Education outreach, talk about the commission when you get out, if you would. If you need us to come talk, we're happy to do that. Those videos, if you go to our website, you will see the video. You can also Google, there is one for schools, or if General Livingston's not on there, tell him you need the support, but, I hope, it will be in schools. We've approached the School Board on a number of other things. Any advice you have for me, dg114cc, or anybody can get a hold of me. I would love your advice as we move through this thing because I want this to be a celebration. I want it to be inclusive of all the communities of which Ralph was a part. There is probably some room for sponsorship, as well, but we're working with some of the Mayor's staff to come up with some ideas on that. It's a great ship, DDG's are wonderful ships."

There was applause in the museum.

Mayor Tecklenburg said, "Thank you, Captain Skardon, and, of course, Ralph Johnson received the highest honor that our country gives. It's a real honor for Charleston to host this

commissioning ceremony. It may seem logical with Ralph Johnson being a native Charlestonian, but the Navy did not have to have this event here in Charleston. They could have had it anywhere, and I'm told that it took two years of cajoling to get the Navy's agreement to bring the commissioning here. We consider it an honor, and I know my Council will agree and support that we want to have a first-class commissioning here to honor Ralph Johnson and to tell his story. I think it's a wonderful opportunity for us, and thank you for your fine work on this."

Mayor Tecklenburg recognized Councilmember Moody.

Councilmember Moody said, "A point of personal privilege talking about high honors, I had the privilege, Wednesday night, to attend the Chamber Honor Night, and one of our members was honored that night, that's Keith Waring. He received the Joseph P. Riley Award, and I was just honored and pleased to be a little bit of a part of that, but I was more than honored to see my friend being honored the way he was and much deserved. I was going to say it was a lifetime achievement but, hopefully, his lifetime's not over."

There was laughter in the museum.

Councilmember Moody continued, "So, we're looking for a lot more from him but, anyway, he received the Chamber's Joseph P. Riley Award, and it's well-deserved. So, I just wanted to be sure we recognized him."

There was applause in the museum.

Mayor Tecklenburg said, "I'd like to share with you, though I happen to know this, that that award that the Chamber gives out is not named for Mayor Riley, but for Mayor Riley's father, Joseph P. Riley, Sr., who was an amazing community advocate for Charleston."

Councilmember Waring said, "It's very humbling when your community reaches out. It was humbling for me. I know the people who have gotten this award, prior to myself, and I certainly hold them in high esteem. I did tell a lot of folks to not put me on the shelf yet because we've got to revitalize West Ashley, and we've got to finish this drainage problem, but it just endears you to your community forever. I hope to visit a lot of places in the world, but I'm going to live in Charleston. So, thank you very much."

There was applause in the museum.

Mayor Tecklenburg recognized Councilmember Seekings.

Councilmember Seekings said, "Well, while we're still on the Petitions, Recognitions, and Communications portion of the program, you may remember, actually those of you who remember the last time we met here at the Gibbes, we had the meeting upstairs in the rotunda and literally, ten minutes after the meeting was over, part of the rotunda fell down on the area in which the Council met. Since then, a lot has happened. If you could just indulge me for a minute, I would like to introduce Angela Mack and just let her tell everybody really quickly, particularly this Council who owns half of this building, what's cooking at the Gibbes before we get into our business. She's going to have to sit and listen to it all but if you all would allow that just for a minute, I would really appreciate it. Thanks, Mr. Mayor."

Angela Mack said, "You're very kind. Well, I'll just start by saying thank you so much to City Council and everything that you do for culture in this City, particularly this renovation at the Gibbes. It was a four-year preparation project and, of course, we were closed for two years for the renovation, and I do invite all of you to go upstairs. Unfortunately, our third floor is closed right now because we're in the process of changing exhibitions that will open next week, but our second floor is open, and we would love for you to go upstairs and see what we've been able to accomplish. Also, if you need an outdoor break, you can go out this door and enjoy our garden, but thank you so much for everything that you do for the Gibbes. As Councilmember Seekings said, the Council owns half of this building, so we are delighted that you are here this evening. Thank you."

Mayor Tecklenburg said, "Well, thank you very much."

There was applause in the museum.

Mayor Tecklenburg said, "Let's say the citizens of Charleston own half of this building."

There was laughter in the museum.

Mayor Tecklenburg said, "So, next is our public hearings, and we have a few of them. The first one is kind of a perfunctory one, affiliated with the grant that we approved at Ways and Means, but Federal requirements say we have a public hearing on the Justice Assistance Grant we received for \$22,204. Would anyone like to be heard on this matter? Yes, sir. Please come forward. This is regarding the Justice Assistance Grant."

---INSERT PUBLIC HEARING NOTICE---

---INSERT PLANNING COMMISSION REPORT---

1. Anthony Bryant said he is deeply concerned that FOIA requests do not provide equal protection and due process during the grant proposal period. Also, he felt that the information citizens obtain about Federal policies or program activities does not provide the citizens the information they need in terms of race and disparities, income, and issues that are vitally important.

Mayor Tecklenburg said, "Alright. We'll be glad to take your FOIA. Thank you very much. Yes, sir. Thank you, Mr. Bryant. Alright. Would anyone else like to be heard on this matter? If not, I don't believe there is any action required by Council, it was just a requirement to have the public hearing. Correct?"

The Clerk said, "We just need to approve this."

Councilmember Lewis said, "Move to approve."

Councilmember Mitchell said, "Second."

Mayor Tecklenburg said, "A motion to approve, just in case. Is there any discussion?"

No one asked to speak.

On a motion of Councilmember Lewis, seconded by Councilmember Mitchell, City Council voted unanimously to approve to submit a 2017 Justice Assistance Grant application for the amount of \$22,204.

Mayor Tecklenburg said, "Next, we will not be taking action on E-2 but, again, we'll have the public hearing regarding the matter of adding affordable housing to our list of projects that can be done with the Cooper River Redevelopment District. Would anyone like to be heard? Yes, sir."

Mohammed Idris said, "Is this on affordable housing?"

Mayor Tecklenburg said, "Yes, we have a tax increment finance district that was set up, and it adds to the list of possible projects that will be able to fund affordable housing with funds from the TIF District, if that makes sense. Please use the microphone, and we all know you, but please introduce yourself and address."

1. Mohammed Idris asked which places in the City were considered affordable housing because the average person could not afford the prices. Even though the grant came through, the poor were not benefiting from the grant. He also stated that he was concerned that a foreign flag was on public property without the American Flag, as this could produce more racial division. He said he supported President Donald Trump and getting back to a wonderful Country and City, and getting back to saluting the American Flag.

Councilmember Lewis said, "Mr. Mayor, this is on affordable housing, not the flag. Can you ask him to sit down?"

Mr. Idris continued and said that he took this time because Council cut off people from speaking and used summary tactics, so he was using tactics, too.

Mayor Tecklenburg said, "Thank you very much. Would anyone else like to be heard on this matter?"

2. Anthony Bryant asked about incentives in relation to affordable housing. He asked if there would be a new plan that included affordable housing or if they would get the same plan.

Mayor Tecklenburg said, "Thank you very much. Would anyone else like to be heard on this matter?"

No one asked to speak.

The following bill was deferred:

An ordinance amending Ordinance No. 2007-232 in order to supplement the plan for the redevelopment of such area by including as a redevelopment project in such ordinance

affordable housing as defined at Section 31-6-30(6), South Carolina Code of Laws, 1976, as amended. (DEFERRED)

Mayor Tecklenburg said, "Okay, as I mentioned, we're not taking any action on this matter. E-3 is a Zoning Ordinance request for a rezoning of 2106 Mt. Pleasant Street, Christopher."

Christopher Morgan said, "Thank you, Mr. Mayor and members of Council. While the slides come up, to give you a little background on this, 2106 Mt. Pleasant Street, otherwise known to you all as the Joseph Floyd Manor location, it's 3.22 acres. It's a request to be rezoned from DR-4, which is our elderly residential housing, to the Upper Peninsula (UP) classification. I think you all are very familiar with where this property is located. I'm going to show on the slide where the surrounding zonings were. There is Upper Peninsula zoning, to the east side of Meeting Street, there in the light gray. Also, to the north further up beyond King Street and then, of course, down to the southeast in the Morrison Drive and Upper Meeting Street areas, so it's in the midst of the Upper Peninsula zoning. We actually wanted to have this property zoned as part of the Upper Peninsula District when we did all of those other rezonings, and at that point and time, the County Housing Authority was not interested in it, but they are interested in it now. This is a request that they have made to the City, and the City has initiated the rezoning. So, both the Planning Commission and staff recommend its approval."

Mayor Tecklenburg said, "Thank you, Mr. Morgan. Would anyone like to be heard on this matter? I would like to recognize, whether she wants to speak or not, Ms. Laura Morris, who serves on the Board of the Charleston County Housing Authority, and so ably served Senator Hollings for many years, Ms. Morris."

1. Laura Morris said she was delighted to be there and hoped Council approved this. She said the exclusion of this property from the Upper Peninsula District was totally unknown to the Board. For some reason the staff at the Housing Authority decided they didn't want to participate, and they were not even aware of it. They were proceeding under the premise that they were included in it. The City pointed it out to them and led them through the process, and they couldn't have been more delightful to work with, or more professional. She really couldn't say enough good things about what they did to help them out. She said she hoped they were going to be able to approve this, and they really were going to try to provide some affordable housing in this area. The zoning change would help them a lot.

Mayor Tecklenburg said, "Thank you. Would anyone else like to be heard?"

No one asked to speak.

Mayor Tecklenburg said, "If not, this matter does come before Council."

Councilmember Williams said, "Move for approval."

Councilmember Lewis said, "Second."

Councilmember Mitchell said, "Mr. Mayor, I just wanted to say that I was going to ask a question about it, but after one of the Board members came all the way and spoke that day, I wanted to make sure that you had contacted Charleston County Redevelopment Authority. I

wanted to make sure that they were aware of it, and what was going on in that particular area. Since she said they knew all about it, and they're satisfied with it, I don't have a problem."

Mayor Tecklenburg said, "Great."

Mayor Tecklenburg recognized Councilmember Lewis.

Councilmember Lewis said, "Yes, are there any plans to renovate this building, to upgrade it at any time, soon?"

Ms. Morris said, "Like everybody else, we have been going through this Federal sequester for the last few years. During the years of the sequester, we got about 70 percent of what we needed to operate the Housing Authority. So, we are really cash strapped at the moment. We have done a lot to improve our financial situation over the past year, and it's continuing to improve but we, frankly, do not have funds to do anything with this building. If there was anyway we could get the funds to do it, we would certainly like to do it. It's badly in need of renovation, demolition, or whatever we decide to do with it. We have just made an offer to a new CEO, who is supposed to begin on October 2nd. I would like to get a chance to introduce him to the Council when he arrives here and hope that you will be willing to work with him to try to help us do something with this property that meets the needs of the City."

Councilmember Lewis said, "Thank you."

Mayor Tecklenburg said, "What is his name, the new Director?"

Ms. Morris said, "His name is James Williams, and he's from Chicago. So, he's coming a long way. He is a graduate of Morehouse and has some friends here in the City. He's been here a couple of times, but basically he doesn't really know anything about Charleston. So, we've got an education to do in the next few weeks."

Mayor Tecklenburg said, "But, he knows about affordable housing."

Ms. Morris said, "Yes, he knows a lot about affordable housing."

Mayor Tecklenburg recognized Councilmember Mitchell.

Councilmember Mitchell said, "Mr. Mayor and Council, I hope that something can be done to the Joseph Floyd Manor because, right now, the way that building is there, it's obsolete. Even when they had that fire there several months ago, or last year sometime, the water came down the tenth floor, and the water should have stayed contained to the tenth floor, but the water seeped down to the first floor. They had to evacuate everyone out of the building."

Ms. Morris said, "We've had two hurricanes since that fire, so we're really hurting. One of the things that I'd like to do, and I see my friend, Dudley, here. I tried to call him about a month ago because I wanted some advice, but HUD has got some of the most ridiculous regulations you could possibly imagine, and trying to work your way through their contradictory regulations to do any demolition is quite a task. So, I may be asking for some advice from Mr. Gregorie."

Mayor Tecklenburg said, "Are there any other questions of Council?"

Mayor Tecklenburg recognized Councilmember Gregorie.

Councilmember Gregorie said, "Yes, Christopher, are we only talking about this building because there are some other parcels surrounding the building?"

Mr. Morgan said, "If we can back up to the map, please. Yes, it's just the parcel that the Joseph Floyd Manor sits on. For instance, there is some smaller housing back on Montford Avenue, but it's not part of this. That would stay. Those are historic cottages that were moved, as you will probably remember, from Race Street up to that location."

Councilmember Gregorie said, "Thank you."

Mayor Tecklenburg said, "Alright. Are there any other questions or comments?"

No one asked to speak.

On a motion of Councilmember Williams, seconded by Councilmember Lewis, City Council voted unanimously to give first reading to the following bill:

An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 2106 Mount Pleasant Street (Peninsula) (approximately 3.22 acres) (TMS #464-14-00-107) (Council District 4), be rezoned from Diverse Residential (DR-4) classification to Upper Peninsula (UP) classification. The property is owned by the Charleston County Housing and Development Authority.

Mayor Tecklenburg said, "Thank you very much for your service, Ms. Morris."

Ms. Morris said, "Thank you."

Mayor Tecklenburg said, "E-4, Mr. Morgan."

The Clerk said, "Those are deferred, Mayor. E-4 and E-5 were deferred."

Mayor Tecklenburg said, "E-4 and E-5 were deferred."

The Clerk said, "But there may be people who want to speak."

Mayor Tecklenburg said, "These are regarding the change to the Zone Map for Oakville Plantation Road on Johns Island, and if anyone came here to speak on this matter, you are more than welcome to come forward and speak. Hearing none, we'll move on with E-6."

Councilmember Seekings said, "Mayor, there's somebody."

Mayor Tecklenburg said, "Please come forward."

1. Carla Peterson said it's a rezoning and a downzoning from Light Industrial to Rural Residential. She lived near where this development was going and was amazed that they would set up 300 homes down the single two-lane road and have all of the cars come through their neighborhood. She said the notice was improperly put on the wrong road, and nobody from their subdivision or that road entirely saw the

notice. It went through Planning Commission and was approved to come to City Council. She said it needed to be remanded back to the Planning Commission, so that they had a right to have their say and to understand what was being done with this development.

Mayor Tecklenburg said, "That's why the matter is deferred. Thank you very much. Would anyone else like to speak on E-4 or E-5? Yes, ma'am."

2. Cheryl Townsend of 2636 Burden Creek Road said she and her husband lived on Johns Island in Stono Point and were against the new proposed development. Since 2000, Johns Island had seen unprecedented growth and problems, including filling in wetlands, subsequent flooding in areas that never used to flood, increased traffic with very few traffic improvements, and safety concerns. The entrance to Stono Point was located at the end of Burden Creek Road, and there was a small dirt road formerly called Jack Hill Road that was renamed Oakville Plantation Road and they did not know about the renaming. This was intended as an access to three properties that had no direct access to River Road. The properties were never intended to include 300 homes since the land was only about eight feet above sea level and included marshland. It was never envisioned that a subdivision would be built there. She said even though Stono Point is legally within the City of Charleston, the homeowners opted to privately pay to pave Burden Creek Road Extension for a security gate which wasn't installed. They maintained it on a regular basis and paid to have speed humps installed. It was unfair that developers now wanted to use part of this road. The residences would include 300 to 600 vehicles daily, school buses, service trucks, utility and delivery trucks, and heavy construction equipment. She said a well-known Charleston engineer told her the average home initiated 9.2 vehicular trips daily. Also, the entire length of Burden Creek Road, Stono Point homeowners, and now possibly 300 more homeowners would have only one entrance and exit to River Road. Burden Creek Road was a small causeway between marsh areas and this area floods during high tides, and it was impassable during a hurricane. This road cannot handle the daily traffic for hundreds of new residences and River Road did not need this additional volume.

Mayor Tecklenburg said, "Would anyone else like to be heard on this matter?"

3. Phillip Dustan said they now had over 2,000 signatures on the petition to save River Road and to deal with the proposed plantation that was going to be built. With Hurricane Irma, they had about 16 inches of water on Burden Creek Road, as well as in the Stono River. The water came in very quickly into that area and took a very long time to recede, so that area was very flood prone.

Mayor Tecklenburg said, "Thank you very much. Is there anyone else on this matter?"

No one asked to speak.

The following bills were deferred:

An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that property located on Oakville Plantation Road (Johns

Island) (approximately 89.0 acres) (portions of TMS# 317-00-00-089 and 317-00-00-011) (Council District 5), be rezoned from Light Industrial (LI) classification to Rural Residential (RR-1) classification. The property is owned by Keith W. Lackey et al. (DEFERRED)

An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that property located on Oakville Plantation Road (Johns Island) (approximately 18.61 acres) (TMS #317-00-00-007) (Council District 5), be zoned Rural Residential and Conservation (RR-1 and C) classifications. The property is owned by Keith W. Lackey et al. (DEFERRED)

Mayor Tecklenburg continued, "Hearing none, this was deferred, so there is no action to be taken. Next, is E-6, Mr. Morgan."

Mr. Morgan said, "This is the Dill Tract Master Plan (PUD), and that has been deferred by the applicant, as well. We can give you an overview, if you would like it, or we can just wait until it's back before you at another time."

Mayor Tecklenburg said, "Is anyone here to speak on the matter of the Dill Tract?"

No one asked to speak.

The following bill was deferred:

An ordinance to amend Ordinance 1996-08 (Dill Tract PUD Master Plan & Development Guidelines) by amending the permitted uses for the Dill Tract Low Density Residential District to allow not-for-profit office as a permitted use. (DEFERRED)

Mayor Tecklenburg continued, "If not, let's move on to the next one, E-7."

Mr. Morgan said, "E-7, E-8, E-9, and E-10 are four Single-Family houses that are recent annexations. They're all coming in for zoning of SR-1. I'll just group them together. This includes 1848 Sandcroft Drive in West Ashley, 2210 Weepoolow Trail in West Ashley, 2000 Indian Mound Trail in West Ashley, and 1622 Boone Hall Drive in West Ashley. They are all recommended for zoning of SR-1 by both staff and the Planning Commission."

Mayor Tecklenburg said, "Would anyone like to be heard on any of these four rezonings?"

No one asked to speak.

Councilmember Lewis said, "Move for approval."

Councilmember Mitchell said, "Second."

Mayor Tecklenburg said, "These come before Council, we'll take all four together. We have a motion and a second. Is there any discussion?"

On a motion of Councilmember Lewis, seconded by Councilmember Mitchell, City Council voted unanimously to give first reading to the following bills:

An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 1848 Sandcroft Drive (West Ashley) (0.28 acre) (TMS #353-14-00-216) (Council District 7), be zoned Single-Family Residential (SR-1) classification. The property is owned by SC Renovation Group.

An ordinance to amend the zoning ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 2210 Weepoolow Trail (West Ashley) (0.33 acre) (TMS #353-12-00-005) (Council District 2), be zoned Single-Family Residential (SR-1) classification. The property is owned by Stephen and Sheri Wenger.

An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 2000 Indian Mound Trail (West Ashley) (0.34 acre) (TMS #353-12-00-006) (Council District 2), be zoned Single-Family Residential (SR-1) classification. The property is owned by Judy G. Markowitz Living Trust.

An ordinance to amend the Zoning Ordinance of the City of Charleston by changing the Zone Map, which is a part thereof, so that 1622 Boone Hall Drive (West Ashley) (0.34 acre) (TMS #353-14-00-136) (Council District 7), be zoned Single-Family Residential (SR-1) classification. The property is owned by Amy Brunson.

Mayor Tecklenburg said, "Finally, E-11, Mr. Lindsey."

Mr. Lindsey said, "Thank you, Mayor. This is a housekeeping matter that comes before you. As you all know, in the past year and a half, we updated our TRC procedures. Recently, we updated our BAR procedures, and what this does is it clarifies the ordinance language so that it exactly matches the processes that we have when we review. It's just a language change to make sure that we're consistent across the Board."

Mayor Tecklenburg said, "Would anyone like to be heard on this matter?"

No one asked to speak.

Mayor Tecklenburg continued, "Seeing none, it comes before Council."

Councilmember Mitchell said, "Move for approval."

Councilmember Williams said, "Second."

Mayor Tecklenburg said, "We have a motion for approval and a second."

On a motion of Councilmember Mitchell, seconded by Councilmember Williams, City Council voted unanimously to give first reading to the following bill:

An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by amending Section 54-961 to clarify the definition of a site specific development plan

Mayor Tecklenburg said, "Next, will be our approval of City Council minutes."

Councilmember Mitchell said, "Move for approval."

Councilmember Riegel said, "Second."

Mayor Tecklenburg said, "Are you asking for approval of both sets of August 15th and September 13th minutes?"

Councilmember Mitchell said, "Both."

Mayor Tecklenburg said, "Then it's been moved for approval and seconded. Is there any discussion?"

On a motion of Councilmember Mitchell, seconded by Councilmember Riegel, City Council voted unanimously to approve the minutes of the August 15, 2017 and September 13, 2017 City Council meetings.

Mayor Tecklenburg said, "Next, is our Citizens Participation Period. We have about 23 folks that have signed up, so I am going to ask you to limit your remarks to one minute here, and if you would, kindly queue up about 12. We have the names here. I'm going to give them to Madam Clerk."

The Clerk said, "The first person is Mohammed Idris followed by Marc Knapp, then Anthony Bryant, and Cheryl Townsend."

Ms. Townsend said she had already spoken.

The Clerk said, "Okay, thank you."

1. Mohammed Idris said the flag is one of the greatest symbols of humanity and everyone should honor the Pledge of Allegiance and salute the American Flag. He said the President was not wrong in addressing the people who do not stand for the flag.
2. Marc Knapp reiterated what Councilmember White said about Johnson Controls and asked whether or not the City was getting anything for what they paid for. With regard to district requirements, he read the Code, which said a Councilmember must live in their district. He noted that a Councilmember was out of the district for seven plus months and that Council needed to take care of this. Council passed the rules, so they needed to abide by them.
3. Carol Jackson, 1461 Patterson Avenue on James Island, said she supported the annexation of the St. James Foundation property off of Grimball Road. It was her understanding that they obtained a grant from the Greenbelt Advisory Board. They wanted to make the property part of a cultural center that would be a resource for that longstanding community on James Island. Her other petition involved the Folly Road Overlay work that had been done by Planning staff. People were disappointed with the Planning Commission, who had been encouraged by the spirit of cooperation that they would be working diligently as the staff had done with the Town and the County to get in sync with Folly Road. She hoped Council would educate the Planning Commissioners that the County and the Town have already had this amendment in the process.

4. Phillip Dustan said when Todd Richardson talked about how a PUD was such a wonderfully engineered community he looked at Stonoview and wanted to bring it to attention that these were, essentially, engineered communities. The first thing they did was kill all of the trees, and sell them for lumber. They build walls around the trees and they fill the land right up to the edge of the trees which he called 'death by preservation'. These units were no more distinguishable than a parking lot, with respect to runoff. The building units were not appropriate for Johns Island.
5. Tim Condo, with the Preservation Society, thanked Council for their service to the City of Charleston. They were surprised and disappointed to see Section 54-943(c) again. Their planning process had long been established and helped shape the City as they knew it and the success that it was having today. While they may have had a slightly higher threshold than other cities for Council to overturn a Planning Commission decision, Charleston was unlike other cities. As they face unprecedented development pressures throughout the City, it was not the time to diminish the Planning Commission members' voices in the planning process and he urged Council to deny this amendment.
6. Chris Cody said he represented Historic Charleston Foundation and they were also in opposition to Item I-2, the proposal to lower the number of votes required for City Council to overturn a denial by the Planning Commission. Fundamentally there was nothing broken that needed fixing when it came to Council overturning Planning Commission decisions. The Planning Commission was a non-political body and was the proper public forum for the in depth discussion of proposed projects. Mr. Cody asked Council to not dilute the authority of the Planning Commission.
7. Michael Ockovic, 30 Hasell Street, asked the Mayor and Council to approve the first reading of the amendment to off-street parking requirements for eating and drinking places and approve the changes to the parking. There were a couple areas around their house that were parking areas close to the requirement. If this were approved, it would stop those places from being used. Also, there was a restaurant using a building that they ran for two years illegally and the City gave them another permit. They were supposed to be for four people for take-out only and they ran a restaurant for two years.
8. Jeremy Rutledge, Senior Minister at Circular Congregational Church, said as a white man, he knew he didn't have the same experiences with the police as his black brothers and sisters but he could follow their lead. He was concerned about RTI, the firm hired to help with the police audit. Among RTI's 13 listed policing experts, none were people of color, and none had listed expertise in studying and offering recommendations for racial bias, racial disparities, and impartial policing. They were asking for the audit to learn what was going on and to rebuild trust. This audit was not for the white-colored officials who may already know and trust the police, but for many African American sisters and brothers who did not. When they told them what they needed was to build trust, they should follow their lead, not offer solutions that are most comfortable to the white community because every time they did, they drown out their voices and disregard the experiences of people of color.

9. Suzanne Harde said RTI International had released short studies of traffic stops in four police departments in North Carolina and they used a questionable methodology not widely used in the field of police auditing, called Veil of Darkness. This methodology showed a total ignorance of cities' populations of the concentrations within the neighborhoods and how differently and negatively people may be treated during a stop. RTI only found racial disparity in traffic stops in Durham and that's all they left the city with, no recommendations, and no next steps. They wanted a qualified audit with recommendations that would bring the department to the standard and not waste taxpayer dollars.
10. Dr. June P. Murray said she lived and voted in Kathleen Wilson's District. One of the cities RTI did a study of was Fayetteville, North Carolina and their report was only five pages long and identified no racial bias in traffic stop data from 2010 to 2015. In 2014, the Department of Justice Community Oriented Policing Services released a 132-page long report of an in depth assessment of the Fayetteville Police Department and they did not use the same questionable methodology as RTI but instead, used widely accepted best practices, which found racial bias, directly contradicting RTI's findings and they offered multiple recommendations for Fayetteville to address it. They called the President of the NAACP in Fayetteville, Jimmy Buxton, to ask about discrepancy and he said for RTI to do a report about traffic stops in Fayetteville and not find racial injustice was a joke.
11. LuAnn Rosenzweig, from KKBE Synagogue, said she owned a business in Councilmember White's District. RTI had a free online tool that could enter police data into and it would spit out a report telling you if there was racial bias. They entered in Charleston's field contact data and it recorded there was no racial bias. She asked what their taxpayer dollars were paying for. They tried unsuccessfully to meet with some of Council to give input and define the scope of work but in the midst of Irma, the Public Safety Committee met and the Council meeting was changed, without notice, in the Post and Courier and they were unable to speak and raise their concerns. The entire process had lacked transparency and stifled community input and Ms. Rosenzweig said that CAJM would be hosting hundreds of house meetings over the next couple months where they would be listening to their members and telling them about Council's reactions.
12. Deborah Agbor-Tabi said she lived in Dudley Gregorie's District. For too long, when it came to African Americans in the community, this City had always done what was convenient and they're asked to accept less than what they deserve. She and others had shared their stories, including African American Councilmembers, of being stopped for ridiculous reasons by Charleston Police. They offered the best solution, and Council shot them down. Novak had no expertise and Council chose the path of convenience when it asked Novak to find somebody else, without ever laying out the scope of work the firm would be asked to conduct. Novak came back with RTI, who did not have the expertise. She thanked the Councilmembers who had led the charge.
13. Theresa Green said she and others were there representing the Reverend Joseph A. Darby. She read a letter on his behalf as he was unable to be there.

To Councilmember Peter Shahid and other members of Charleston City Council:

A prior obligation prevents me from being present but I wanted to offer a few thoughts. As the founding co-Chairperson of the Charleston Area Justice Ministry and as a West Ashley resident, I do so in the month when I celebrate being seven years cancer free. That blessing included quality professional care from doctors and nurses specialized in the treatment that I needed and I thank my family doctor for referring me to them. I would have been less than enthused and more than a bit concerned, at the very least, if he had referred me to my dentist, my orthopedist, or my optometrist. They're good at what they do but they didn't have the requisite professional expertise to treat my immediate needs. That's why I find it to be amazing and a bit racially insulting, condescending and outrageous that the City of Charleston is poised to come back with a firm to study racial profiling, and equitable law enforcement by the Charleston Police Department that has no discernable expertise, whatsoever, in doing so. Although I'm no longer a Charleston Pastor, I maintain an interest in the Charleston Area Justice Ministry and I follow their interactions with you. With the exception of the African American members of City Council who have treated the concerns raised and the suggestions made by the Justice Ministry with considerable and dismissive disdain and only grudgingly agreed to have the firm that's doing an audit of the City's departments to have a subcontractor examine the Charleston Police Department's patterns and practices. I visited the website of that subcontractor. I found that they have expertise in areas ranging from school safety to recidivism, forensic science to cybersecurity, none of them, however, include the study of racial profiling or equal justice as their areas of expertise.

14. Bob Irving continued reading Reverend Darby's letter:

Considerable anecdotal statistical evidence supports the need for an impartial and objective audit of the patterns and practices of the Charleston Police Department. Since you're also searching for a new Chief of Police, that audit would be an invaluable tool for the new Police Chief to see what's working, see what needs improvement, and to take the needed steps to restore and, in some cases, establish trust in the Police Department on the part of all citizens. I urge you to contract with a firm that has proven expertise in the area of concerns to do an audit of the Charleston Police Department and not to hire a firm that is likely to generate the findings that you might want, instead of the findings that you need. Doing so will show that you're serious about progress, equal treatment, and respect for all citizens. Failing to do so will indicate that you're willfully neglecting the concerns of many citizens and only want to do enough to politely and callously continue to do business as usual.

The Reverend Joseph A. Darby

15. Charles Heyward said this nation was crying out for a serious conversation around policing in America and there needed to be action. He asked everyone to join him in prayer.

God of Creation, who loves every community and every people, we pray your blessings and confidence on this Council that they will hear the words spoken in this room tonight, reconsider the actions already taken, and lay in the sacrificial

spirit of Ralph Johnson, may they make the necessary sacrifices that bring peace and unity to our communities at a new level of trust. We pray this in the blessed name of the one who calls us to love mercy, who walk humbly but to do justice for all. We pray this in your blessed name.

Mayor Tecklenburg said, "Thank you all very much for your comments tonight. So, next, we have our Boards and Commissions Appointments to approve. These are our Bicycle and Pedestrian Advisory Committee Appointments."

Councilmember Williams said, "Move for approval."

Councilmember Gregorie said, "Second."

Mayor Tecklenburg said, "We have a motion and a second to approve. Is there any conversation or questions?"

No one asked to speak.

On a motion of Councilmember Williams, seconded by Councilmember Gregorie, City Council voted to approve the appointments to the Bicycle and Pedestrian Advisory Committee.

---INSERT APPOINTMENT MEMO---

Mayor Tecklenburg said, "Next, we have Mr. Bob Horner with us tonight with Weston and Sampson, and he is going to give Council a brief update on the - "

Councilmember Seekings said, "Wait, we have number 2."

Mayor Tecklenburg said, "Never mind, Bob, I'm sorry, do you mind one more thing? I skipped one thing. We have a motion from Councilmember Waring regarding the Planning Commission, and I'll just turn it over to Councilmember Waring."

Councilmember Waring said, "Thank you, Mr. Mayor. This is a request, similar to one in front of us before, and it is a governance issue, and a lot of other issues that I can speak to and have spoken to before. I believe there are votes around the table to send this to the Planning Commission. I will dispense the bill if we have those votes to carry on. There is one change I would like to make to this, when you look at Item 2. It says 'a majority of all members of City Council', and the measure I would like to send forward would be a simple majority of a quorum of City Council, and this is why. It takes a simple majority of City Council to overturn items, and it takes a simple majority of the Planning Commission to overturn City Council. There are nine members of the Planning Commission, five constitutes a quorum, and three of them can vote to overturn Council. It takes 10 out of 13 of Council to overturn a simple majority of the Planning Commission. Now, from a governance standpoint, that is wrong. That is unprecedented anywhere in this country. Yes, Charleston is a historic City, but that part, from a governance standpoint, doesn't appear in the U.S. Congress, it doesn't appear in the U.S. Senate, and it doesn't appear at the State level. As a matter of fact, I called the Municipal Association of South Carolina, and it appears nowhere else in the State of South Carolina. So, bad legislation leads to bad laws, and this is a bad ordinance that has been on the books since the 1930's, and we're looking to correcting it. Thank you, Mr. Mayor."

Mayor Tecklenburg said, "Thank you."

Councilmember Gregorie said, "Move for approval."

Councilmember Mitchell said, "Second."

Mayor Tecklenburg said, "We have a motion to approve and a second."

Councilmember Waring said, "With the change now."

Mayor Tecklenburg said, "As amended."

Councilmember Gregorie said, "As amended."

Mayor Tecklenburg said, "So, is there any discussion or questions? The way I understand it, if this gets first reading, then it will go to the Planning Commission for their judgment, and then they'll send it back to us for second reading?"

Councilmember Waring said, "Correct."

Mayor Tecklenburg said, "That is correct."

Councilmember Waring said, "Thank you."

Mayor Tecklenburg said, "Okay. Are there any other questions or discussions?"

Councilmember Shahid said, "Mr. Mayor, just for a matter of clarification on what Councilmember Waring was saying on Section C, you want that to read as--"

Councilmember Seekings said, "A simple majority of members present."

Councilmember Shahid continued, "A simple majority of Councilmembers present."

Councilmember Waring said, "Of a quorum."

Councilmember Shahid said, "So, that's why I asked for clarification. Thank you."

Mayor Tecklenburg said, "Are we clear?"

Councilmember Shahid said, "Yes, thank you."

Mayor Tecklenburg said, "Are there any other questions or comments?"

On a motion of Councilmember Gregorie, seconded by Councilmember Mitchell, City Council voted to give first reading to the following bill as amended:

An ordinance to amend Section 54- 943(c) of the Code of the City of Charleston (Zoning Ordinance) to modify the vote required of City Council in the event a matter is disapproved by the Planning Commission or when a petition in opposition to a matter signed by owners of twenty percent of the area of lots subject to the matter, or of those immediately adjacent

on the sides and rear or directly opposite thereto is presented to Council to a simple majority of a quorum of the City Council. (AS AMENDED)

The vote was not unanimous. Councilmembers White, Williams, Seekings, Shahid, and Mayor Tecklenburg voted nay.

Mayor Tecklenburg said, "So, maybe we could wait just a moment, our Clerk is returning."

The Clerk said, "Jennifer is doing it."

Mayor Tecklenburg said, "Jennifer's here. Raise your hand if you voted 'no'."

The Assistant Clerk said, "So, I have Councilmember White, Councilmember Williams, Mayor Tecklenburg, Councilmember Seekings, and Councilmember Shahid."

Mayor Tecklenburg said, "Alright. The motion passes and it will go to the Planning Commission and then come back to us. So, next, now we have Bob Horner who is with us from Weston & Sampson, and he's going to give Council a brief update on the Church Creek Drainage Study, Bob."

Bob Horner said, "Thank you very much, Mr. Mayor. Councilmembers and members of the public, I'm Bob Horner, Engineer with Weston & Sampson, to speak to the Church Creek Drainage Basin, an update tonight, very briefly. I'll try to go through this pretty quickly. I will be talking about the scope of work, a basic overview of what we've learned, our schedule, and what to expect over the next few weeks. The Church Creek Drainage Basin is showing approximate boundaries shown on the slide here. We've learned a little bit more about that basin boundary. Specifically, areas to the north of the undeveloped land that's shown here and a little bit west of the undeveloped land shown on this slide, as well, north of the landfill. Those areas may include a few more acres that drain everything to the Church Creek Basin. This slide is a representation of where the water goes when we have a storm event. You'll notice the blue lines represent flow directions for water falling into the basin making its way down our streets and grate inlets, curb inlets, into the collection system and ultimately into the conveyance system, which is represented by all of the blue lines. You'll notice the area to the north of the developed subdivisions is collected in canals and drains to the south. That water migrates to the south area in Shadowmoss and Hickory Hill, and drains into the main conveyance channel, as well. Grand Oaks migrates into one of several ditches and makes its way into the conveyance system and either flows out this way over towards Church Creek and out to the Ashley River. There's a very small amount that makes its way into this canal that flows out down towards Main Road and into the Stono River. Forest Lakes and Providence Commons drain into Lake Dotterer, and they also drain into the Church Creek Basin and make their way out to the Stono River.

On this slide, I thought it was important to show this to give you an understanding of what happens in the basin when we have a combined storm event and a tidal surge event. The graph on the top is rainfall. You will notice this graph starts showing the rainfall that started to accumulate when Irma came through recently. The accumulated area is the volume of stormwater and you will notice here we had about 8.66 inches. That number there, if you can't read it, it's almost nine inches. The second graph here shows the water level in Church Creek at Bees Ferry Road. You'll notice a normal, static elevation of that water surface. It's about Elevation 4 when we begin to have rain and tidal surge. You'll notice down here, this is a tide gauge. The up and down undulations signify the ebb and flow of the tide. At this location is where

we began to see a tidal surge. You'll notice that the water level in Church Creek at Bees Ferry came up very quickly, and that's what caused the tidal surge migrating into the basin itself. As the system and the storm drainage of pipes, culverts, ditches, and even roads filled up, the tide gauge responded and showed water surface elevations up to almost 9. It took several days, if you will observe this, for that basin to return to normal, and that is based upon a capacity of the actual Church Creek itself, but the capacity of the creek is very limited. The Church Creek itself is over five miles long, it's very narrow, and has a very limited capacity. You will see that it took several days for water in Church Creek at Bees Ferry Road to get back to normal. Another tide gauge just down about a half a mile from the other type gauge that we looked at, at Winners Circle, shows a similar response, rainfall, tidal surge, water surface elevation in the basin going up, and then a very slow response based on a downstream capacity. This is Church Creek, if you would hover over that and start the video, just so everybody has an image in their mind of the one single outfall that drains the entire basin. This is a very short drone video of Church Creek where it intersects with the Ashley River. You kind of get the idea of the size of it. The creek at this location is about maybe 10 to 12 feet wide, unless there are areas like this that are encroaching, just based on increasing migration of marsh grass over time. The point of this photo is just to show that, even though the basin is over 5000 acres, it drains through a very limited outfall location, and that's the end of the creek at the Ashley River. This was taken under low tide conditions also.

Our work progress today, we've held over 16 community outreach meetings in Round 1 of the outreach effort. We've met with several HOAs in the basin. Most of the neighborhoods we've been able to meet with. I've met with many individuals and a few special interest groups, as well, and, we've had a couple of open meetings, including the one last week at Citadel Mall. I think there was a little over 200 people there. We've had over 120 comment submittals from citizens who submitted either e-mails to my office or phone calls, or they've given us handwritten comments that we've incorporated into our data base and marked them on the map showing locations of where flooding is concerned. We've learned a lot about the basin and how it performs. We were able to observe a tremendous amount of information during and after the recent tropical storm, to observe the basin under stress conditions to validate a lot of information in our hydraulic model. Of data collection, we've been out in the field. We've verified the assets along the main conveyance system, we've updated the model and put it on the new ICPR4 platform, and we've also developed a parallel model called a Rail Grid Model that's helping us identify flow paths and volumes to help guide our development with alternatives to move more water out of the basin faster. We're going to be evaluating the past recommendations that have been provided, the ones that have been implemented, the ones that have not been implemented, and evaluating other alternatives using the model, as well, to address flooding. In addition to that, we are in the process of testing sustainability and resilience recommendations based on their sensitivity in the hydraulic model. What that means is, if we make a policy change, we're going to represent that policy change in the hydraulic model to determine its impact on drainage and flooding downstream based on a long-term scenario.

What to expect for recommendations, we expect that we'll be recommending stormwater diversions from existing corridors, the big blue arrows that were on the previous slide. We'll be diverting the stormwater away from existing outfalls out of Church Creek since Church Creek is over capacity. We anticipate that this will include areas to the north to address undeveloped land, as well as areas on the western side of the basin. We anticipate tidal surge protection of outfalls and dike elevations, especially in areas similar to Forest Lakes, where their lake becomes submerged when we have tidal surge. We need to protect that, as well as other outfalls. We'll be recommending culvert improvements along Bees Ferry Road, CSX Railroad at multiple

locations, and where conveyance channels cross Highway 17, we have determined that there are some undersized capacities, as well, there or water leaving the western area of the basin. We anticipate some conveyance channel and easement acquisition improvements to enable access, the insulation of maintenance shelves, channel widening, clearing in order to move more water faster out of the basin. We'll have to do that later in the process, though, because we don't want more water coming down the basin until we make some improvements on the lower end. New channel construction is also included. We're evaluating inner-basin storages and expansions using the hydraulic model and water surface elevation control within the key areas of the basin by a pump, and I previously mentioned development standards to support sustainability of those implemented improvement alternatives. Our remaining schedule, we anticipate wrapping this up for final recommendations to Council by the end of October. That will include a report submitted that includes our recommendations, our alternatives, cost opinions, and priorities. Following that, we intend to implement Outreach Round 2 to present these alternatives to the public because they're very interested in what the recommendations are. Thank you."

Mayor Tecklenburg said, "Thank you, Mr. Horner, very much. Are there any questions from Council for Mr. Horner?"

Mayor Tecklenburg recognized Councilmember Moody followed by Councilmembers Shahid and Riegel.

Councilmember Moody said, "Yes, can you go back to the map, just to put that back up? This has been very helpful to me, and I want to understand a little bit about Bees Ferry, the railroad, and all of that."

Mr. Horner said, "Right."

Councilmember Moody said, "So, the railroad and Bees Ferry are almost together there?"

Mr. Horner said, "This is the railroad, and this is Bees Ferry Road."

Councilmember Moody said, "So, both of those seem to act as a dam almost in some respects because all of that water, the main outfall, has got to get over those properties."

Mr. Horner said, "That's correct. One thing that is somewhat unique about this basin is that the majority of the outfall is concentrated in so few areas where it crosses Bees Ferry Road, as well as the CSX railroad. There is an outfall culvert here, or multiple culverts, that were a part of a past City improvement project that made a significant difference. There are a couple of additional outfall culverts right here, and then the next outfall culvert under the railroad track is almost all the way down to Main Road, and we found some significant improvements that could help down in that area, as well, that would make a difference in the southwestern part of this basin."

Councilmember Moody said, "Alright. Two more questions, up at the top, I guess that's the north part."

Mr. Horner said, "Correct."

Councilmember Moody continued, "Did I hear you say that that area, you may be looking at redirecting that in another direction?"

Mr. Horner said, "We're evaluating options to get that water out of Church Creek. So, we're looking at the possibility of taking that to the east, which was included in a previous recommendation. We're further evaluating that, we're looking at opportunities to divert some flow from this area to the Ashley River, and we're evaluating opportunities to divert flow from here down to the south either to Rantowles Creek or to the Stono River."

Councilmember Moody said, "That really brings me to my last point because I've heard it spoken several times, not by you, but the public, that the whole Long Savannah development was actually part of this problem. My understanding was that's a whole other basin, and actually some of the solution might be moving some of this water over towards that Long Savannah development and Rantowles Creek, which, Rantowles Creek, it's my understanding it's the outfall for Long Savannah. Is that a true statement or not?"

Mr. Horner said, "That is a true statement. We are, in my mind, I'm considering the Long Savannah Project as an opportunity to coordinate and move water out of this basin. Right now, the majority, or all of the stormwater, is flowing to Rantowles Creek. They actually have a portion of their properties inside the Church Creek Basin, and they are planning to divert that flow which is right now, we think, between 200 and 300 acres. It's likely that we're going to be evaluating opportunities to increase the size of that area where we're able to divert flow out of the Church Creek Basin."

Councilmember Moody said, "Thank you."

Mayor Tecklenburg recognized Councilmember Shahid.

Councilmember Shahid said, "No, go ahead. He's got the floor."

Councilmember Riegel said, "Robert, I wanted to commend you on the excellent work of your staff, the many, many meetings you had with the constituents in District 10, and the patient listening and gathering of information. I think it's put a lot of faith back into the constituents of District 10 in West Ashley that the City is hearing them and is listening to them. A couple of quick comments, what is amazing to me is that over 5,000 acres of watershed ends up down at the Ashley River in about a 10, 11, 12 foot Church Creek, and that is just astounding to me. The second point I want to make is that I think there is little doubt in our minds now that, I did the ribbon cutting in December 2014 of the widening of Bees Ferry. I still think there is little doubt in anybody's mind, and you confirmed it, that the construction of Bees Ferry, the widening, the raising of the road, and the West Ashley traffic circle, has probably contributed problems and served as a dam along with the railroad crossing, the railroad tracks. I'm thrilled to hear that you're going to be diverting water and trying to move it in other directions. I'm going to urge my colleagues here on City Council that we maintain the building moratorium, which I believe expires in November, until we've got a chance to receive Robert's study, digest, and look at it, fund it. It's not going to be inexpensive, but it's something we desperately need, and I'm so glad that we're recognizing we cannot continue to fill in our marshes and wetlands, Mother Nature's retention ponds. So, Robert, thank you for your hard, hard work. I'm looking forward to the final product. Thank you, sir."

Mayor Tecklenburg recognized Councilmember Shahid followed by Councilmember Williams.

Councilmember Shahid said, "Thank you, Mr. Mayor. You may have answered this question as what Councilmember Moody was asking was sort of the same lines as my concerns. Is there a single problem or a single culvert with this flooding?"

Mr. Horner said, "I don't think there is a single problem. I think this is like the perfect storm for a problem area of drainage that has been brought to light more frequently by multiple significant weather events. Every one of the alternatives that we're recommending are a piece of the puzzle. We have tidal surge, and the basin is extremely low. There is a significant portion of the basin inside the white boundary that is within the flood plain. The basin is very long. We have limited amounts of slope in order to move water. Water doesn't move really fast unless it's going down a big hill. We don't have a big hill, we have fractions of feet to work with, as slope of our assets that we're working on and that's why, I think, one of our very important components of this plan is going to be a pump system that's well thought out, that has levels of redundancy, and that has a big impact on maintaining water surface elevations in here in the most critical areas. So, we've been looking for a smoking gun really, really hard, and we found several drainage assets, channels, pipes crossing the railroad tracks that maybe could be improved some, but there is no huge smoking gun so to speak."

Councilmember Shahid said, "If you would go to maybe the next to the last slide that you showed us. This one right here."

Mr. Horner said, "That one?"

Councilmember Shahid said, "Yes. So, reading along the same lines of that, the second, entry tidal surge protection outfalls and dike elevation, what does that entail?"

Mr. Horner said, "Based on the way the basin is laid out and the fact that there are so many salt marsh areas that penetrate deep up into the basin when we have a tidal surge, the water in those salt marsh areas comes up really fast. It flows backwards in the system, backwards through the culverts that were put in to drain water out of the basin. It flows up the canals, it makes its way up into Shadowmoss and into many of the neighborhoods in a couple of different ways. If we have a tidal surge that fills up the basin, if it comes up to Elevation 7, 8, or 9, it actually makes its way into the basin. If you combine that with a storm event, the rainfall and runoff from the upper parts of the basin is not able to leave the basin, so high water gets even higher. So, preventing the tidal surge from making its way up into the basin, I think, is going to be a key element of our recommendations. Dike elevations, that specifically is aimed at the dike that is on the downstream end of the Forest Lakes, Lake Dotterer. When we have a tidal surge, water floods over that dike and into Lake Dotterer and robs that basin of its ability to have storage and shuts that drainage system down, as well, and there are other similar areas that can be protected from maybe some dike improvements that will be studied very hard."

Councilmember Shahid said, "Finally, Mr. Mayor, I've asked Councilmember Riegel this, but if we can get a copy of this presentation forwarded to us, I would appreciate it."

Mayor Tecklenburg recognized Councilmember Williams.

Councilmember Williams said, "Could you go back to the map? I think it's the third map. First of all, I want to thank you. I think that those who served on the selection committee we probably, perhaps, picked the best person. You seem to understand the basin. When you were talking to my constituents in Canterbury Woods and Providence Commons about the dike, they

clearly understood the questions and really got a sense that you understood the basin and gave them a sense of urgency on where we're headed at. I want to go back up to Canterbury Woods. There has been some misinformation about this subdivision called Harmony Place that has been only preliminarily approved through the technical review process of the City, but it has not gone the full way through the Corp of Engineers and OCM, if I'm correct. What I'm asking you, could this be a perfect storm that your study and your recommendation may be able to do something to enhance that development and enhance that flow in the basin because that actually is under the moratorium. Can you give us some kind of preliminary thing on what you think might come out of your recommendation as we move forward to see whether or not that subdivision would eventually build because it's an issue of whether or not it should be built, or should we have the right to do that. Could you explain what your study might do to the Harmony Place development which has not been built in four years?"

Mr. Horner said, "Yes, sir. We've received a copy of the drainage plan for the Harmony Place subdivision. Their access is actually a long and existing road that's on the south side of the railroad right-of-way, I guess. That access road crosses the main Church Creek canal which comes right down through here. They are proposing a concrete bridge span over that channel, but they're also proposing several box culverts to allow other drainage that migrates its way between the railroad tracks down towards Church Creek. We're envisioning diverting a lot of flow out of this basin, reducing the amount of flow that goes down here. So, I think, what we're going to have the opportunity to do is collaborate with the designers of Harmony Place and implement some of the recommendations that come out of this study as a part of their drainage plan to help with primarily tidal surge control, as well as the consolidation of some of those proposed box culverts into some structures where we're able to maintain open flow under normal conditions, but the tidal surge controls under severe conditions."

Councilmember Williams said, "Thank you."

Mayor Tecklenburg recognized Councilmember Waring, followed by Councilmember Gregorie.

Councilmember Waring said, "Yes, Mr. Horner, could you go down to Forest Lakes again, where it hits Glenn McConnell?"

Mr. Horner said, "Right there."

Councilmember Waring said, "Is there a culvert that goes underneath Glenn McConnell out to the wetlands on that side?"

Mr. Horner said, "Currently, there is not. We are studying, that's one of our alternatives, the installation of a culvert, appropriately sized, to re-establish the flow to the south from that area. So, what does that do? It diverts flow out of Church Creek, under storm conditions, and it allows a faster response to that stormwater pond for Lake Dotterer after an event, if the conditions exceed the elevation of that dike."

Councilmember Waring said, "One minor question, I guess, going back to the subdivision that's yet to be built that Councilmember Williams referred to. Are they still applying to fill any wetlands?"

Mr. Horner said, "I wasn't reviewing a plan for wetland encroachments, but I just noticed when I was looking at the plan that, it seemed to me, they're utilizing an existing road that goes across the wetlands. I don't know that I noticed wetland encroachments on that plan, specifically, but I was looking at ways we could improve drainage, not specifically at wetland encroachments."

Councilmember Waring said, "Thank you."

Mayor Tecklenburg recognized Councilmember Gregorie.

Councilmember Gregorie said, "Yes, if we had the money today, how long would it take to do this?"

Mr. Horner said, "I would say that it would be between four or five years."

Councilmember Gregorie said, "Thank you."

Mayor Tecklenburg said, "Are there any other questions or comments?"

No one asked to speak.

Mayor Tecklenburg said, "Well, Mr. Horner, I just can't thank you enough. I think everyone recognizes and appreciates your professionalism and your sincere interest in understanding and figuring this thing out. Also, frankly, your good communication skills that I've witnessed at various meetings. So, keep up the good work, and we really look forward to your report on October 30th."

Mr. Horner said, "Thank you very much. I've gotten to be the face of the team, but we have a very capable team of engineers that are working behind me. I have the privilege of being out in front of it, but thank you very much."

Mayor Tecklenburg said, "Yes, sir. So, now for our Council Committee Reports. First, the Committee on Public Works."

Councilmember Gregorie said, "Move for approval."

Councilmember Williams said, "Second."

Mayor Tecklenburg said, "We've got a motion for approval and a second."

Councilmember Riegel said, "Mr. Mayor."

Mayor Tecklenburg recognized Councilmember Riegel.

Councilmember Riegel said, "I did want to point out in the Committee on Public Works and Utilities, that there is Grand Oaks Phase 5 and 6, which the Committee moved to accept and approve. That is the Proximity Drive area in District 5, and I wanted, for the record and for the Post and Courier, to note that I voted against that. I felt that we ought to defer and wait until Robert Horner had an opportunity to complete his study and present that to us, but I think that will move forward. There are 30 new lots that are going to go in there, but I just want to put that on record. Thank you, Mr. Mayor."

Mayor Tecklenburg said, "I appreciate that."

Mayor Tecklenburg recognized Councilmember Williams.

Councilmember Williams said, "As the Chairman of the Committee, I think we ought to be straight up and straight forward about that because staff had worked on that issue, and we had clarity from Legal that there was not any standing and any need to withhold that development. It was not a part of anything going up. Just to be clear with the record, I know it's political season, but we need to be politically savvy in what we say publicly. We were cleared with Legal on that matter. Thank you."

Mayor Tecklenburg said, "Thank you, and in fact, we did double-check the dates, and the application and approvals for the work was well, in fact, a year prior to our moratorium."

Councilmember Riegel said, "Yes, sir, and I concede that, so I just was concerned about the obvious given the recent flooding, and lack of FEMA grants to those people damaged."

Mayor Tecklenburg said, "Yes, sir. Are there any other questions or comments?"

No one asked to speak.

On a motion of Councilmember Gregorie, seconded by Councilmember Williams, City Council voted to adopt the Committee on Public Works Report as presented:

---INSERT COMMITTEE ON PUBLIC WORKS REPORT---

(Acceptance and Dedication of Rights-of-Way and Easements:

- (i) Abandonment of a portion of a public drainage easement on **Mutual Drive (TMS 310-06-00-106)**.
 - Abandonment of Easement
 - Plat
- (ii) **Stonoview, Phase 3** - Acceptance and dedication a portion of Private Lefler Drive (50-foot right-of-way, [1,733 LF]), a portion of Brunswick Rifle Drive (50-foot right-of-way, [125 LF]), and Battery Pringle Drive (50-foot right-of-way, [937 LF]). There are 45 lots. All infrastructure with the exception of sidewalks has been completed, and the sidewalks are bonded.
 - Title to Real Estate
 - Affidavit for Taxable or Exempt Transfers
 - Plat
 - Exclusive Storm Water Drainage Easements
- (iii) **Grand Oaks, Phases 5 and 6** - Acceptance and dedication of Phase 5 - Byrd Garden Road (50-foot right-of-way, [667 LF]), Gray Owl Way (50-foot right-of-way, [292 LF]), and Phase 6 – Swiftwater Road (50-foot right-of-way, [353 LF]). There are 30 lots. All infrastructure with the exception of sidewalks has been completed, and the sidewalks are bonded.
 - Title to Real Estate

- Affidavit for Taxable or Exempt Transfers
- Plats (2)
- Exclusive Storm Water Drainage Easements

b.) An ordinance to amend the Code of the City of Charleston Chapters 7, 12, 13, and 24 to update permitting fees for the City's Building Inspections Division of the Department of Public Service and Fire Marshal's Division of the Fire Department.

The vote was not unanimous. Councilmember Riegel voted nay.

Mayor Tecklenburg said, "Committee on Ways and Means."

Councilmember Moody said, "Move for approval."

Councilmember Shahid said, "Second."

Mayor Tecklenburg said, "We have a motion for approval. Is there any discussion?"

No one asked to speak.

On a motion of Councilmember Moody, seconded by Councilmember Shahid, City Council voted unanimously to adopt the Committee on Ways and Means Report as amended:

---INSERT COMMITTEE ON WAYS AND MEANS REPORT---

(Bids and Purchases

(Budget Finance and Revenue Collections: Approval of Amendment IV to the 2001 Johnson Controls Energy Performance Contract for improvements to the energy and operational efficiency of city facilities. The scope of work includes improvements to 72 city facilities including but not limited to LED Interior Lighting Upgrades and Controls, Parking Garage Lighting Upgrades, R-22 Equipment Replacement, HVAC Building Controls Improvements, Chiller Replacements, Mechanical System Upgrades and Replacement, MLK New Pool Enclosure & Upgrades, Window Replacements at St. Julian Devine, Ice System Replacement at Maritime Center and Distributed Energy Storage at Greenberg Municipal Complex. Approval of this contract gives the Mayor the authorization to enter into a Lease Purchase Agreement for approximately \$13.2 million that will be funded through \$17.6 million in cost avoidance over a 15 year term. **(DEFERRED)**

(Police Department: Approval to submit the 2017 Edward Byrne JAG grant application, to OJP (FY17 Allocation: \$22,204) for a single-purpose EDT K9 and safety upgrade to containment vessel. The project cost is \$22,847. CPD will request a match in the amount of \$643 to be budgeted for in FY 2018. Due to time constraints this grant was submitted on September 5, 2017.

(Office of Cultural Affairs: Approval to accept a grant award from SC Humanities in the amount of \$3,000. Funds will be used to support programs of the Free Verse Festival. A City match in the amount of \$3,000 is required. Matching funds will come from paid admissions and donations.

(Office of Cultural Affairs: Approval to apply for funding from the National Endowment for the Arts Our Town Grant in the amount of \$50,000. Funds will support Cannon Street Canon, creating community-generated arts and heritage projects exploring the history of Cannonborough-Elliottborough and Charleston. The full application will

become available September 25th, with a deadline of October 2nd. A City match in the amount of \$50,000 is required. Matching funds will come from 2018 grants and earned revenue.

(An ordinance to amend the Code of the City of Charleston Chapters 7, 12, 13, and 24 to update permitting fees for the City's Building Inspections Division of the Department of Public Service and Fire Marshal's Division of the Fire Department. (AS AMENDED)

(Request authorization for the Mayor to execute the attached Supplemental Lease Agreement between the City of Charleston and the U.S. Coast Guard which is an annual renewal of an existing 10-year lease agreement. The U.S. Coast Guard desires to continue to use a platform area approximately 5'X5' mounted on top of an 18" diameter steel pile adjacent to the Maritime Center Pier for use as a navigational range light. U.S. Coast Guard also desires to use an optic mounted on a 15' tower bolted to the rear top deck of the Charleston Municipal Aquarium Garage for use as a navigational range light. [TMS: 459-00-00-169 and 459-13-04-001; 10 Wharf Side Street (Charleston Maritime Center Pier), 24 Calhoun Street (Charleston Municipal Aquarium Garage)]

(Consider the following annexation:

- Property on Grimball Road (TMS# 334-07-00-048) 7.15 acres, James Island (District 6). The property is owned by St. James Foundation.

First reading was given to the following bills:

An ordinance to amend the Code of the City of Charleston Chapters 7, 12, 13, and 24 to update permitting fees for the City's Building Inspections Division of the Department of Public Service and Fire Marshal's Division of the Fire Department. (AS AMENDED)

An ordinance to provide for the annexation of property known as property on Grimball Road (7.15 acres) (TMS# 334-07-00-048), James Island, Charleston County, to the City of Charleston, shown within the area annexed upon a map attached hereto and make it part of District 6. The property is owned by the St. James Foundation.

Mayor Tecklenburg said, "Next, we go to bills up for second reading."

The Clerk said, "K-1 through K-9."

Mayor Tecklenburg said, "We're taking K-1 through K-9. Now, K-1 through K-4 are all annexations, and then the next four are bond issues that we approved last time."

Councilmember Moody said, "Maybe we can take K-1 through K-4 as a group. I move for approval of those items."

Councilmember Shahid said, "Second."

Mayor Tecklenburg said, "We've got a motion to take K-1 through K-4 together and a second. Is there any discussion?"

No one asked to speak.

On a motion of Councilmember Moody, four (4) bills (Items K-1 through K-4) received second reading. They passed second reading on motion by Councilmember Shahid and third reading on motion of Councilmember White. On further motion of Councilmember Mitchell, the rules were suspended, and the bills were immediately ratified as:

- 2017-115** AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF PROPERTY KNOWN AS A PORTION OF 2115 RIVER ROAD (6.13 ACRE) (A PORTION OF TMS# 345-00-00-067), JOHNS ISLAND, CHARLESTON COUNTY, TO THE CITY OF CHARLESTON, SHOWN WITHIN THE AREA ANNEXED UPON A MAP ATTACHED HERETO AND MAKE IT PART OF DISTRICT 5. THE PROPERTY IS OWNED BY SUSAN P. POLK & LAURIE EDWARD POLK.
- 2017-116** AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF PROPERTY KNOWN AS 2178 COKER AVENUE (0.48 ACRE) (TMS# 343-01-00-046), JAMES ISLAND, CHARLESTON COUNTY, TO THE CITY OF CHARLESTON, SHOWN WITHIN THE AREA ANNEXED UPON A MAP ATTACHED HERETO AND MAKE IT PART OF DISTRICT 11. THE PROPERTY IS OWNED BY NICHOLAS WITTE & KATHERINE RIDDILE.
- 2017-117** AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF PROPERTY KNOWN AS 1944 WOODLAND ROAD (0.24 ACRE) (TMS# 355-10-00-064), WEST ASHLEY, CHARLESTON COUNTY, TO THE CITY OF CHARLESTON, SHOWN WITHIN THE AREA ANNEXED UPON A MAP ATTACHED HERETO AND MAKE IT PART OF DISTRICT 2. THE PROPERTY IS OWNED BY HEATHER HAYS & DAVID KAUFFMAN.
- 2017-118** AN ORDINANCE TO PROVIDE FOR THE ANNEXATION OF PROPERTY KNOWN AS 781 SAINT ANDREWS BOULEVARD (0.36 ACRE) (TMS# 418-10-00-080), WEST ASHLEY, CHARLESTON COUNTY, TO THE CITY OF CHARLESTON, SHOWN WITHIN THE AREA ANNEXED UPON A MAP ATTACHED HERETO AND MAKE IT PART OF DISTRICT 9. THE PROPERTY IS OWNED BY KEVIN SHEALY.

Mayor Tecklenburg said, "Next, we have, if you would like, Items K-5 through K-8 together, as they're all bond issues."

Councilmember Moody said, "As those are bond issues, I move we combine those, and I move for approval."

Councilmember Gregorie said, "Second."

Mayor Tecklenburg said, "Is there any discussion or questions on K-5 through K-8?"

No one asked to speak.

On a motion of Councilmember Moody, four (4) bills (Items K-5 through K-8) received second reading. They passed second reading on motion by Councilmember Gregorie and third reading on motion of Councilmember Gregorie. On further motion of Councilmember Mitchell, the rules were suspended, and the bills were immediately ratified as:

- 2017-119** AN ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF CHARLESTON PUBLIC FACILITIES CORPORATION INSTALLMENT PURCHASE REVENUE BONDS (CITY OF CHARLESTON PROJECT), SERIES 2017; AUTHORIZING THE EXECUTION AND DELIVERY OF CERTAIN INSTRUMENTS RELATING TO THE ISSUANCE AND SALE OF THE AFORESAID BONDS, EACH BETWEEN THE CITY OF CHARLESTON, SOUTH CAROLINA AND CITY OF CHARLESTON PUBLIC FACILITIES CORPORATION, A BOND PURCHASE AGREEMENT AMONG THE CITY, CITY OF CHARLESTON PUBLIC FACILITIES CORPORATION AND WELLS FARGO SECURITIES, AND A PRELIMINARY OFFICIAL STATEMENT AND AN OFFICIAL STATEMENT OF THE CITY; AND OTHER MATTERS RELATING THERETO.
- 2017-120** AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF A \$12,000,000 TAX INCREMENT BOND (COOPER RIVER BRIDGE REDEVELOPMENT PROJECT AREA), SERIES 2017, OF THE CITY OF CHARLESTON, SOUTH CAROLINA, AND OTHER MATTERS RELATING THERETO (**AS AMENDED**)
- 2017-121** AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF A \$3,000,000 TAX INCREMENT BOND (HORIZON REDEVELOPMENT PROJECT AREA), SERIES 2017, OF THE CITY OF CHARLESTON, SOUTH CAROLINA, AND OTHER MATTERS RELATING THERETO (**AS AMENDED**)
- 2017-122** AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF WATERWORKS AND SEWER SYSTEM REFUNDING REVENUE BONDS OF THE CITY OF CHARLESTON IN ONE OR MORE SERIES IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$50,000,000 AND OTHER MATTERS RELATING THERETO.

Mayor Tecklenburg said, "Finally, K-9 is a PUD, Stonoview Planned Unit Development. Mr. Morgan, do you want to remind us about that, or maybe there is no need to?"

The Clerk said, "Mr. Lindsey."

Mr. Lindsey said, "Yes, sir. Mayor, that is the amendment to the PUD, the Stonoview PUD, and this is the amendment that includes the small parcel of land, which was previously a separate parcel. This is a lower density than it would have been in its previous zoning, and it includes connectivity that integrates it in with the PUD that surrounds the property."

Mayor Tecklenburg said, "Do we have a motion for approval?"

Councilmember Wagner said, "So moved."

Councilmember Moody said, "Second."

Mayor Tecklenburg said, "We've got a motion from Councilmember Wagner and a second. Is there any conversation?"

No one asked to speak.

On a motion of Councilmember Wagner, one (1) bill (Item K-9) received second reading. It passed second reading on motion by Councilmember Moody and third reading on motion of Councilmember Mitchell. On further motion of Councilmember Gregorie, the rules were suspended, and the bill was immediately ratified as:

2017-123 AN ORDINANCE TO AMEND CHAPTER 54 OF THE CODE OF THE CITY OF CHARLESTON (ZONING ORDINANCE) BY AMENDING THE STONOVIEW PLANNED UNIT DEVELOPMENT (PUD) MASTER PLAN AND DEVELOPMENT GUIDELINES FOR PROPERTY LOCATED ON RIVER ROAD (APPROXIMATELY 240.68 ACRES) (TMS# 315-00-00-012, 047, 120 AND 345-00-00073, 163 AND A PORTION OF 067) AND BY CHANGING THE ZONE MAP TO INCLUDE A PORTION OF 2115 RIVER ROAD (JOHNS ISLAND) (APPROXIMATELY 6.13 ACRES) (TMS# 345-00-00-067) (COUNCIL DISTRICT 5) AS PUD CLASSIFICATION.

The vote was not unanimous. Mayor Tecklenburg voted nay.

Mayor Tecklenburg said, "Now, finally, we just have one bill up for first reading. This is the one that a gentleman here spoke in favor of this evening to increase our parking requirements for bars and restaurants that are adjacent to residential districts. We have a motion and a second."

Mayor Tecklenburg recognized Councilmember White.

Councilmember White said, "Very quickly, I just want to make a comment that, although we don't write ordinances specific to neighborhoods, I will say that this will have a very positive impact. There are several neighborhoods I represent, including historic Ansonborough Neighborhood Association in the French Quarter, of which all of those neighborhood associations have, in fact, unanimously approved and support this, so I hope all of my colleagues will support it, as well. I think it will make dramatic improvements to parking and for quality of life in those neighborhoods. Thank you."

Councilmember Lewis said, "Mr. Mayor."

Mayor Tecklenburg recognized Councilmember Lewis.

Councilmember Lewis said, "I just want to thank the staff for their work. We met with staff several months ago working on this ordinance, especially in the Westside and Upper Peninsula because we had so many problems. We met with the entire Planning staff, and it was a good meeting, I will say that. It was a good meeting, and I think that they did a good job. It took them awhile to work on this, and we've been taking a lot of heat on this in this area with these restaurants and parking. So, I want to commend the Planning staff for the hard work they have done to work on this and to bring this back to the City. I hope it will relieve some of the problems for them in the Westside, Upper Peninsula, and other areas in the City. Thank you."

Mayor Tecklenburg said, "Thank you."

Mayor Tecklenburg recognized Councilmember Seekings.

Councilmember Seekings said, "Thank you, Mr. Mayor. I just, very briefly, want to echo what Councilmember White said. This really will have a profound effect on some neighborhoods downtown, particularly Ansonborough, I think. This Council may remember, we actually talked about this in July. I went back and read the minutes today. This started out as a notice provision in our Planning ordinance to allow people to go in front of the Board of Zoning Appeals to give their opinion about parking, and it morphed into actually some action. So, for the neighbors who have sat here for a long meeting tonight and listened to all of this, thank you for being a participant in what will be a, I think, first in several measures that we're going to have to undertake to make sure that we relieve the burdens of commercial activity in what are, traditionally, residential neighborhoods. So, thank you, Councilmember White, for your hard work, Councilmember Lewis, and Councilmember Waring actually was the one who actually got this all going."

Councilmember Waring said, "And Councilmember Mitchell."

Councilmember Seekings continued, "And Councilmember Mitchell. So, thanks. This is a really good ordinance that I appreciate, and staff, thank you for putting it on. Thanks."

Mayor Tecklenburg said, "So, I do want everyone to understand, all existing bars and restaurants are grandfathered in as whatever they were approved for. This is for new bars and restaurants going forward. I just want to make that clear."

On a motion of Councilmember Lewis, seconded by Councilmember Mitchell, City Council voted to give first reading to the following bill:

An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by amending off-street parking requirements for eating and drinking places and adding off-street parking requirements for catering uses in Table 3.3 of Section 54-317 and amending restrictions for offsite parking in Section 54-319.

Mayor Tecklenburg said, "Is Mr. Watson still here? He might have gone. I wanted everyone to please check out the MOJA Festival this year. They've got a real exciting line-up of events, including a poetry festival and kind of a community reading project. So, Councilmembers, you were all given a copy of this book. This is your homework assignment."

There was laughter.

Mayor Tecklenburg said, "Read the book, and participate in MOJA this year. Is there any other business?"

The Clerk said, "Mayor, we need to withdraw L-3."

Mayor Tecklenburg said, "Correct. We want to withdraw L-3 under First Readings."

Councilmember Moody said, "Move for withdrawal."

Councilmember Riegel said, "Second."

On a motion of Councilmember Moody, seconded by Councilmember Riegel, City Council voted unanimously to withdraw the following bill:

*An ordinance to amend Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) by amending Section 54-319 to add additional restrictions for off-site parking for restaurant and catering uses. **(WITHDRAWN)***

Mayor Tecklenburg said, "The next Regular Meeting we will be back at City Hall on October 10th. Thank you all for coming, and have a good evening."

There being no further business, the meeting was adjourned at 7:28 p.m.

Vanessa Turner Maybank
Clerk of Council